

HOUSE BILL No. 1081

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-15-5-8.5.

Synopsis: Medicaid self-directed care. Requires the office of the secretary of family and social services to apply to the United States Department of Health and Human Services for a state plan amendment requesting participation in the community first choice option to provide home and community based attendant services and related supports to Medicaid recipients.

Effective: July 1, 2021.

Thompson

January 4, 2021, read first time and referred to Committee on Public Health.



First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-15-5-8.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2021]: **Sec. 8.5. (a) Before September 1, 2021, the office shall**
4 **apply to the United States Department of Health and Human**
5 **Services for a state plan amendment requesting participation in the**
6 **community first choice state plan option set forth in 42 U.S.C.**
7 **1396n to provide home and community based attendant services**
8 **and related supports to eligible Medicaid recipients.**
9 (b) The office may not implement the amendment until the office
10 files an affidavit with the governor attesting that the amendment
11 applied for under this section is in effect. The office shall file the
12 affidavit under this subsection not more than five (5) days after the
13 office is notified that the amendment is approved.
14 (c) If the office receives approval for the amendment under this
15 section from the United States Department of Health and Human
16 Services and the governor receives the affidavit filed under
17 subsection (b), the office shall implement the amendment not more



1 **than sixty (60) days after the governor receives the affidavit.**
2 **(d) The office may adopt rules under IC 4-22-2 to implement**
3 **this section.**

